

I certify that the attached is a true and  
correct copy of HJR 60 which  
was filed of record on MAR 9 1987  
and referred to the committee on:  
ways + means

1987 MAR 18 PM 3:45  
HOUSE OF REPRESENTATIVES

*Betty Murray*  
Chief Clerk of the House

FILED MAR 9 1987

By *[Signature]*

*H*J.R. No. 60

A JOINT RESOLUTION

1 proposing a constitutional amendment to raise the maximum property  
2 tax rate that may be adopted by rural fire prevention districts.

3 BE IT RESOLVED BY THE LEGISLATURE OF THE STATE OF TEXAS:

4 SECTION 1. Article III, Section 48-d, of the Texas  
5 Constitution is amended to read as follows:

6 Sec. 48-d. The Legislature shall have the power to provide  
7 for the establishment and creation of rural fire prevention  
8 districts and to authorize a tax on the ad valorem property  
9 situated in said districts not to exceed Eight (8¢) [~~Three-(3¢)~~]  
10 Cents on the One Hundred (\$100.00) Dollars valuation for the  
11 support thereof; provided that no tax shall be levied in support of  
12 said districts until approved by vote of the people residing  
13 therein.

14 SECTION 2. This proposed constitutional amendment shall be  
15 submitted to the voters at an election to be held on November 3,  
16 1987. The ballot shall be printed to provide for voting for or  
17 against the proposition: "The constitutional amendment to raise  
18 the maximum property tax rate that may be adopted by a rural fire  
19 prevention district."

# HOUSE COMMITTEE REPORT

1st Printing

By Leonard

H.J.R. No. 60

Substitute the following for H.J.R. No. 60:

By Morales

C.S.H.J.R. No. 60

## A JOINT RESOLUTION

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2 tax rate that may be adopted by certain rural fire prevention  
3 districts after an election.

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8 provide for the establishment and creation of rural fire prevention  
9 districts and to authorize a tax on the ad valorem property  
10 situated in said districts not to exceed Three (3¢) Cents on the  
11 One Hundred (\$100.00) Dollars valuation for the support thereof;  
12 provided that no tax shall be levied in support of said districts  
13 until approved by vote of the people residing therein.

14 (b) Notwithstanding Subsection (a) of this section, a rural  
15 fire prevention district located wholly or partly in a county with  
16 a population of more than 400,000, according to the most recent  
17 federal census, may, if approved by vote of the people residing  
18 therein, levy a tax on the ad valorem property located in the  
19 district at a rate not to exceed Six (6¢) Cents on the One Hundred  
20 (\$100.00) Dollars valuation.

21 SECTION 2. This proposed constitutional amendment shall be  
22 submitted to the voters at an election to be held on November 3,  
23 1987. The ballot shall be printed to provide for voting for or  
24 against the proposition: "The constitutional amendment to raise

C.S.H.J.R. No. 60

1 the maximum property tax rate that may be adopted by certain rural  
2 fire prevention districts, but only if approved by the districts'  
3 residents."

COMMITTEE REPORT

The Honorable Gib Lewis  
Speaker of the House of Representatives

5-20-87  
(date)

Sir:

We, your COMMITTEE ON WAYS & MEANS,

to whom was referred HR 60 have had the same under consideration and beg to report  
(measure)  
back with the recommendation that it

- ( ) do pass, without amendment.
- ( ) do pass, with amendment(s).
- (x) do pass and be not printed; a Complete Committee Substitute is recommended in lieu of the original measure.

A fiscal note was requested. (x) yes ( ) no      An actuarial analysis was requested. ( ) yes (x) no

An author's fiscal statement was requested. ( ) yes (x) no

The Committee recommends that this measure be placed on the ~~(local)~~ or ~~(Consent)~~ Calendar.

This measure ( ) proposes new law. (x) amends existing law.

House Sponsor of Senate Measure \_\_\_\_\_

The measure was reported from Committee by the following vote:

	AYE	NAY	PNV	ABSENT
Schlueter, Ch.				✓
Morales, V.C.	✓			
Geistweidt, C.B.O.				✓
Berlanga	✓			
Craddick		✓		
Earley	✓			
Evans, L.			✓	
Hackney	✓			
Hilbert	✓			
Luna, A.			✓	
McDonald	✓			
Wilson	✓			
Wolens				✓

Total  
7 aye  
1 nay  
2 present, not voting  
3 absent

Steve Schlueter  
CHAIRMAN  
Laura Calfee  
COMMITTEE COORDINATOR

## **BILL ANALYSIS**

Committee on  
Ways and Means

H.J.R. 60  
by Leonard  
C.S.H.J.R. 60  
by Morales

### **BACKGROUND:**

Article III, Section 48-d, Texas Constitution, states that the legislature may provide for the establishment of rural fire prevention districts, which may be authorized to levy an ad valorem tax not to exceed 3 cents per \$100 valuation.

### **PURPOSE:**

To raise the maximum rate for rural fire prevention districts in counties of more than 400,000 population from 3 cents per \$100 to 6 cents per \$100.

### **SECTION BY SECTION ANALYSIS:**

Section 1. Amends Article III, Section 48-d, Texas Constitution, to provide that rural fire prevention districts in counties of more than 400,000 population may be authorized to levy an ad valorem tax rate not to exceed 6 cents per \$100 valuation.

Section 2. To be submitted to the voters on November 3, 1987.

### **COMPARISON OF ORIGINAL TO SUBSTITUTE:**

The original bill allowed all rural fire prevention districts to levy a property tax of up to 8 cents/100. The substitute allows districts in counties of more than 400,000 population to levy a tax not to exceed 6 cents/100.

### **RULEMAKING AUTHORITY:**

It is the Committee's opinion that this bill does not delegate any new rulemaking authority to a state agency, officer, department, or institution.

### **SUMMARY OF COMMITTEE ACTION:**

H.J.R. 60 was referred to the Subcommittee on Property Tax on 3-25-87. The bill was considered in a public hearing by the Subcommittee on 3-31-87. No one testified for or against the bill. The bill was left pending at that hearing. Pursuant to an announcement from the House Floor, the bill was recalled from Subcommittee and considered in a formal meeting on 5-20-87. Representative Morales sent up a committee substitute which was adopted without objection. The motion to report the bill favorably as substituted carried by a vote of 7 ayes, 1 nay, 2 PNV, with 3 absent.

# LEGISLATIVE BUDGET BOARD

Austin, Texas

## FISCAL NOTE

May 20, 1987

TO: Honorable Stan Schlueter, Chair      In Re: Committee Substitute for  
Committee on Ways and Means      House Joint Resolution No. 60  
House of Representatives  
Austin, Texas

FROM: Jim Oliver, Director

In response to your request for a Fiscal Note on Committee Substitute for House Joint Resolution No. 60 (proposing a constitutional amendment to raise the maximum property tax rate that may be adopted by certain rural fire prevention districts after an election) this office has determined the following:

The resolution proposes a constitutional amendment which, if adopted, would authorize rural fire prevention districts located wholly or partly in a county with a population of more than 400,000 to increase ad valorem tax rates from a rate not to exceed three cents per \$100 valuation to a rate not to exceed six cents per \$100 valuation, subject to voter approval. The proposed amendment would be submitted to the voters on November 3, 1987.

A local rural fire prevention district may experience additional property tax revenue if its qualified voters approve a maximum tax levy of six cents per \$100 valuation.

The fiscal implication to units of local government cannot be determined.

The cost of publication of the resolution to the State is estimated to be \$45,000.

Source: Secretary of State; State Property Tax Board;  
LBB Staff: JO, HES, JWH, AL, LV

# LEGISLATIVE BUDGET BOARD

Austin, Texas

## FISCAL NOTE

March 31, 1987

TO: Honorable Stan Schlueter, Chair  
Committee on Ways and Means  
House of Representatives  
Austin, Texas

In Re: House Joint Resolution No. 60  
By: Leonard

FROM: Jim Oliver, Director

In response to your request for a Fiscal Note on House Joint Resolution No. 60 (proposing a constitutional amendment to raise the maximum property tax rate that may be adopted by rural fire prevention districts) this office has determined the following:

The resolution proposes a constitutional amendment which, if adopted, would authorize rural fire prevention districts to increase ad valorem tax rates from a rate not to exceed three cents per \$100 valuation to a rate not to exceed eight cents per \$100 valuation, subject to voter approval. The proposed amendment would be submitted to the voters on November 3, 1987.

The cost of publication of the resolution to the State is estimated to be \$45,000.

The resolution would amend Article III, Section 48-d, Texas Constitution, to provide that a rural fire prevention district may be authorized to levy an ad valorem tax not to exceed eight cents per \$100 valuation. The current rate may not exceed three cents per \$100 valuation.

A local rural fire prevention district may experience additional property tax revenue if its qualified voters approve a maximum tax levy of eight cents per \$100.

The fiscal implication to units of local government cannot be determined.

Source: Secretary of State; State Property Tax Board;  
LBB Staff: JO, HES, JWH, AL, LV

**ADOPTED**

MAY 26 1987

*Betty Murray*  
Chief Clerk  
House of Representatives

By Leonard

H.J.R. No. 60

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By

*Morales*

~~C.S.H. J.R. No. 60~~

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9 districts and to authorize a tax on the ad valorem property  
10 situated in said districts not to exceed Three (3¢) Cents on the  
11 One Hundred (\$100.00) Dollars valuation for the support thereof;  
12 provided that no tax shall be levied in support of said districts  
13 until approved by vote of the people residing therein.

14 (b) Notwithstanding Subsection (a) of this section, a rural  
15 fire prevention district located wholly or partly in a county with  
16 a population of more than 400,000, according to the most recent  
17 federal census, may, if approved by vote of the people residing  
18 therein, levy a tax on the ad valorem property located in the  
19 district at a rate not to exceed Six (6¢) Cents on the One Hundred  
20 (\$100.00) Dollars valuation.

21 SECTION 2. This proposed constitutional amendment shall be  
22 submitted to the voters at an election to be held on November 3,  
23 1987. The ballot shall be printed to provide for voting for or  
24 against the proposition: "The constitutional amendment to raise



C.S.H.J.R. No. 60

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2 fire prevention districts, but only if approved by the districts'  
3 residents."

# HOUSE ENGROSSMENT

1987 MAY 27 AM 3:30  
HOUSE OF REPRESENTATIVES

By Leonard

H.J.R. No. 60

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(b) Notwithstanding Subsection (a) of this section, a rural fire prevention district located wholly or partly in a county with a population of more than 400,000, according to the most recent federal census, may, if approved by vote of the people residing therein, levy a tax on the ad valorem property located in the district at a rate not to exceed Six (6¢) Cents on the One Hundred (\$100.00) Dollars valuation.

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# LEGISLATIVE BUDGET BOARD

Austin, Texas

## FISCAL NOTE

May 20, 1987

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Committee on Ways and Means  
House of Representatives  
Austin, Texas

In Re: Committee Substitute for  
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A local rural fire prevention district may experience additional property tax revenue if its qualified voters approve a maximum tax levy of six cents per \$100 valuation.

The fiscal implication to units of local government cannot be determined.

The cost of publication of the resolution to the State is estimated to be \$45,000.

Source: Secretary of State; State Property Tax Board;  
LBB Staff: JO, HES, JWH, AL, LV

# LEGISLATIVE BUDGET BOARD

Austin, Texas

## FISCAL NOTE

March 31, 1987

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House of Representatives  
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In Re: House Joint Resolution No. 60  
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The resolution would amend Article III, Section 48-d, Texas Constitution, to provide that a rural fire prevention district may be authorized to levy an ad valorem tax not to exceed eight cents per \$100 valuation. The current rate may not exceed three cents per \$100 valuation.

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Source: Secretary of State; State Property Tax Board;  
LBB Staff: JO, HES, JWH, AL, LV

1 By: Leonard (Senate Sponsor - Glasgow) H.J.R. No. 60  
2 (In the Senate - Received from the House May 27, 1987;  
3 May 27, 1987, read first time and referred to Committee on Finance;  
4 May 29, 1987, reported favorably by the following vote: Yeas 8,  
5 Nays 0; May 29, 1987, sent to printer.)

6 COMMITTEE VOTE

	Yea	Nay	PNV	Absent
7 Jones	x			
8 Glasgow	x			
9 Blake	x			
10 Brooks	x			
11 Caperton				
12 Farabee	x			
13 Harris				
14 Krier	x			
15 McFarland	x			
16 Montford				
17 Parker	x			
18 Santiesteban				
19 Truan				
20				

21 HOUSE JOINT RESOLUTION

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47 fire prevention districts, but only if approved by the districts'  
48 residents."

49 \* \* \* \* \*

50 Austin, Texas  
51 May 29, 1987

52 Hon. William P. Hobby  
53 President of the Senate

54 Sir:

55 We, your Committee on Finance to which was referred H.J.R. No. 60,  
56 have had the same under consideration, and I am instructed to  
57 report it back to the Senate with the recommendation that it do  
58 pass and be printed.

59 Jones, Chairman

# LEGISLATIVE BUDGET BOARD

Austin, Texas

## FISCAL NOTE

May 28, 1987

TO: Honorable Grant Jones, Chairman      In Re: House Joint Resolution No. 60,  
Committee on Finance                      as engrossed  
Senate Chamber                              By: Leonard  
Austin, Texas

FROM: Jim Oliver, Director

In response to your request for a Fiscal Note on House Joint Resolution No. 60, as engrossed (proposing a constitutional amendment to raise the maximum property tax rate that may be adopted by certain rural fire prevention districts after an election) this office has determined the following:

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Source: Secretary of State; State Property Tax Board;  
LBB Staff: JO, HES, JWH, AL, LV

# LEGISLATIVE BUDGET BOARD

Austin, Texas

## FISCAL NOTE

March 31, 1987

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Committee on Ways and Means  
House of Representatives  
Austin, Texas

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By: Leonard

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LBB Staff: JO, HES, JWH, AL, LV



# SENATE FAVORABLE COMMITTEE REPORT

Lt. Governor William P. Hobby  
President of the Senate

May 29, 1987  
(date)/(time)

Sir:

We, your Committee on FINANCE to which was referred  
HJR 60 by Leonard have on May 28, 1987, had the same  
(measure) (sponsor) (hearing date)

under consideration and I am instructed to report it back with the recommendation (s) that it

☒ do pass and be printed

☐ do pass and be ordered not printed

☐ and is recommended for placement on the Local and Uncontested Bills Calendar.

A fiscal note was requested. ☒ yes ☐ no

A revised fiscal note was requested. ☐ yes ☒ no

An actuarial analysis was requested. ☐ yes ☒ no

Considered by subcommittee. ☐ yes ☒ no

Senate Sponsor of House Measure Glasgow

The measure was reported from Committee by the following vote:

	YEA	NAY	PNV	ABSENT
Jones, Chairman	<input checked="" type="checkbox"/>			
Glasgow, Vice Chairman	<input checked="" type="checkbox"/>			
Blake	<input checked="" type="checkbox"/>			
Brooks	<input checked="" type="checkbox"/>			
Caperton				
Farabee	<input checked="" type="checkbox"/>			
Harris				
Krier	<input checked="" type="checkbox"/>			
McFarland	<input checked="" type="checkbox"/>			
Montford				
Parker	<input checked="" type="checkbox"/>			
Santiesteban				
Truan				
TOTAL VOTES	8			

Jerry Anderson  
COMMITTEE CLERK

Gary Jones  
CHAIRMAN

Paper clip the original and one copy of this form to the original bill and retain one copy for your file.

F  
**ENROLLED**

H.J.R. No. 60

A JOINT RESOLUTION

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H.J.R. No. 60

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3 residents."

Leonard

H.J.R. No. 60

---

President of the Senate

---

Speaker of the House

I certify that H.J.R. No. 60 was passed by the House on May 26, 1987, by the following vote: Yeas 122, Nays 9.

---

Chief Clerk of the House

I certify that H.J.R. No. 60 was passed by the Senate on May 30, 1987, by the following vote: Yeas 31, Nays 0.

---

Secretary of the Senate

RECEIVED: \_\_\_\_\_

Date

---

Secretary of State

\_\_\_\_\_  
President of the Senate

\_\_\_\_\_  
Speaker of the House

I certify that H.J.R. No. 60 was passed by the House on  
(1)

(2)

May 26, 1987, by the following vote:

Yeas 122, Nays 9  
(3)

(4)

\_\_\_\_\_  
Chief Clerk of the House

I certify that H.J.R. No. 60 was passed by the Senate on  
(5)

(5)

May 30, 1987, by the following vote:

Yeas 31, Nays 0  
(6)

(7)

\_\_\_\_\_  
Secretary of the Senate

RECEIVED:

\_\_\_\_\_  
Date

\_\_\_\_\_  
Secretary of State

\*\*\*\* Preparation: 'A;CT47;

60

*Lepore*

## HOUSE JOINT RESOLUTION

proposing a constitutional amendment to raise the maximum property tax rate that may be adopted by rural fire prevention districts.

MAR 9 1987 1. Filed with the Chief Clerk.

MAR 16 1987

2. Read first time and referred to Committee on

*Ways & Means*

MAY 20 1987

3. Reported favorably (as ~~amended~~) and sent to Printer at

10:10 am

MAY 22 1987

4. Printed and distributed at

5:39 pm

MAY 21 1987

MAY 23 1987

5. Sent to Committee on Calendars at

2:35 pm

MAY 26 1987

6. Read second time (amended) and (finally) passed to Third Reading by a Record Vote of 122 yeas, 9 nays, 0 present, not voting.

7. Motion to reconsider and table the vote by which H.J.R. \_\_\_\_\_ was ordered engrossed prevailed (failed) by (Non-Record Vote) (Record Vote of \_\_\_\_\_ yeas, \_\_\_\_\_ nays, \_\_\_\_\_ present, not voting).

8. Read third time (amended) and finally adopted (failed of adoption) by a Record Vote of \_\_\_\_\_ yeas, \_\_\_\_\_ nays, \_\_\_\_\_ present, not voting.

9. Caption ordered amended to conform to body of resolution.

10. Motion to reconsider and table the vote by which H.J.R. \_\_\_\_\_ was finally adopted prevailed (failed) by a (Non-Record Vote) Record Vote of \_\_\_\_\_ yeas, \_\_\_\_\_ nays, and \_\_\_\_\_ present, not voting).

MAY 26 1987

11. Ordered Engrossed at

5:32 pm

MAY 27 1987

12. Engrossed.

MAY 27 1987

13. Returned to Chief Clerk at

3:30 am

MAY 27 1987

14. Sent to the Senate.

*Beatty Messing*  
Chief Clerk of the House

MAY 27 1987

15. Received from the House

MAY 27 1987

16. Read, referred to Committee on FINANCE

MAY 29 1987

17. Reported favorably

18. Reported adversely, with favorable Committee Substitute; Committee Substitute read first time.

19. Ordered not printed.

MAY 30 1987

20. Regular order of business suspended by

*unanimous consent*  
(a viva voce vote.) \_\_\_\_\_ yeas, \_\_\_\_\_ nays.)

21. To permit consideration, reading and passage, Senate and Constitutional Rules suspended by vote of \_\_\_\_\_ yeas, \_\_\_\_\_ nays.

MAY 30 1987

22. Read second time

passed to third reading by:  
(a viva voce vote.) \_\_\_\_\_ yeas, \_\_\_\_\_ nays.)

\_\_\_\_\_ 23. Caption ordered amended to conform to body of bill.

MAY 30 1987

24. Senate and Constitutional 3-Day Rules suspended by vote of 30 yeas,  
1 nays to place bill on third reading and final passage.

MAY 30 1987

25. Read third time and passed by

(a viva voce vote.)  
31 yeas, 0 nays.)

OTHER ACTION:

OTHER ACTION:

*Betty King*

Secretary of the Senate

5-30-87

26. Returned to the House.

MAY 30 1987

27. Received from the Senate (~~with amendments.~~)  
(~~as substituted.~~)

28. House (Concurred) (Refused to Concur) in Senate (Amendments) by a (Non-Record  
(Substitute) Vote) (Record Vote of \_\_\_\_\_ yeas, \_\_\_\_\_ nays, \_\_\_\_\_ present,  
not voting).

29. Conference Committee Ordered.

30. Conference Committee Report Adopted (Rejected) by a (Non-Record Vote) (Record  
Vote of \_\_\_\_\_ yeas, \_\_\_\_\_ nays, and \_\_\_\_\_ present, not voting).

MAY 30 1987

31. Ordered Enrolled at

12:03 pm

HOUSE OF REPRESENTATIVES

1987 MAY 27 AM 3:30